

2011 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB381)

Received: **01/05/2012**

Received By: **jkreye**

Wanted: **Today**

Companion to LRB:

For: **Andre Jacque (608) 266-9870**

By/Representing: **michael**

May Contact:

Drafter: **jkreye**

Subject: **Tax, Other - sales**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Jacque@legis.wi.gov**

Carbon copy (CC:) to: **joseph.kreye@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Lump sum contract sales tax exemption; technical correction

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	jkreye 01/05/2012	kfollett 01/05/2012	jfrantze 01/05/2012	_____	sbasford 01/05/2012	sbasford 01/05/2012	

FE Sent For:

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FE Sent For:

<END>

Kreye, Joseph

From: Murphy, Michael
Sent: Thursday, January 05, 2012 11:29 AM
To: Kreye, Joseph
Subject: AB 381 - Simple Amendment Request / Fiscal Estimate

Hello Joe,

Could you draft a simple amendment to ASA1 for AB 381 per Mike Wagner's instructions below?

Also, given that the fiscal impact of ASA1 to AB 381 is considerably different than AB 381 itself, I will be having the Speaker's office contact you so you may authorize DOR to create a revised fiscal estimate for ASA1.

ASA1 to AB 381 - https://docs.legis.wisconsin.gov/2011/related/amendments/ab381/asa1_ab381.pdf

Thanks for your help!

Michael P. Murphy
Office of Representative André Jacque
2nd Assembly District

9 West
P.O. Box 8952
Madison, WI 53708
608.266.9870

From: Wagner, Michael W - DOR [mailto:MichaelW.Wagner@revenue.wi.gov]
Sent: Thursday, January 05, 2012 11:13 AM
To: Murphy, Michael
Subject: RE: AB 380, 381 - Ways & Means (possible exec)

Michael,

For AB 381, I informed our staff to expect an amendment like we discussed, so the fiscal note included that final paragraph that discusses the reduced fiscal impact that such an amendment would have on the bill (from \$70 million to \$380,000). That statement will be accurate based on Rep. Jacque's introduced amendment. Our revised fiscal estimate would be very similar to that final paragraph.

When taking another look at ASA 1 to AB 381, you will need another technical correction to ensure your intent (this suggestion made it in the technical memo that we submitted to your office after I had already sent you drafting instructions for the amendment). As a reminder, you will need to introduce a simple amendment to the substitute amendment to achieve your legislative intent. DOR suggests the following drafting instructions.

The definition of "products" in sec. 77.51 (11d), Stats., should be amended to read:

"For purposes of subs. (1ag), (1f), (3pf), and (9p) and ss. 77.52 (20) and (21), 77.522, and 77.54 (51), ~~and~~ (52), and (60), "product" includes tangible personal property, and items, property, and goods under s. 77.52 (1) (b), (c), and (d), and services."

This simple amendment has the effect of ensuring that this new sales tax exemption created by 77.54 (60) [your bill] would be correctly referenced under the definition of "products."

Please let me know if you have any questions.

Regards,

Mike Wagner
Legislative Advisor, Dept. of Revenue
608-266-7817



State of Wisconsin
2011 - 2012 LEGISLATURE



LRBa2045/1

JK...

ASSEMBLY AMENDMENT ,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2011 ASSEMBLY BILL 381

m 1-5-12
Today

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 1, line 3: before that line insert:

3 "SECTION 1d. 77.51 (11d) of the statutes is amended to read:

4 77.51 (11d) For purposes of subs. (1ag), (1f), (3pf), and (9p) and ss. 77.52 (20)
5 and (21), 77.522, and 77.54 (51) and, (52), and (60), "product" includes tangible
6 personal property, and items, property, and goods under s. 77.52 (1) (b), (c), and (d),
7 and services."

History: 1973 c. 333; 1975 c. 39, 41, 99, 224; 1975 c. 413 s. 18; 1977 c. 29, 418; 1979 c. 1 ss. 57 to 59, 61, 62; 1979 c. 174; 1981 c. 20; 1981 c. 79 s. 17; 1983 a. 23, 27; 1983 a. 189 ss. 92 to 108, 329 (12); 1983 a. 510, 538; 1983 a. 544 ss. 13 to 46, 47 (1) (b); 1985 a. 29, 332; 1987 a. 27, 399; 1989 a. 31, 335, 336; 1991 a. 39, 269, 316; 1993 a. 16, 112, 184; 1997 a. 27, 237; 1999 a. 9, 83; 2001 a. 45, 102; 2003 a. 48; 2005 a. 25, 327, 441, 479; 2007 a. 11, 20, 130; 2009 a. 2 ss. 225 to 345, 389; 2009 a. 12 s. 18; 2009 a. 28 ss. 1830b to 1836h, 1844 to 1846; 2009 a. 276, 330.

8 2. Page 1, line 3: delete "SECTION 1" and substitute "SECTION 1g".

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(END)

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